

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

10 GUY KEVIN ROWLAND,  
11 Petitioner,  
12 v.  
13 ROBERT L. AYERS, Warden of  
California State Prison at San Quentin,  
14 Respondent.

15 NO. C 94-3037 SBA  
16 ORDER SETTING BRIEFING  
17 SCHEDULE  
18 DEATH PENALTY CASE

19 Pursuant to the parties' Joint Briefing Schedule, filed August 27, 2007, the Court adopts the  
20 following briefing schedule:

- 21 1. Petitioner shall file by October 29, 2007 an amended petition which contains the new  
claim D authorized by the Court in its Order of September 29, 2006.
- 22 2. Respondent shall have 45 days thereafter within which to respond to the amended  
petition on the merits of the new claim.
- 23 3. Petitioner shall have 30 days thereafter within which to reply.
- 24 4. Petitioner shall have 90 days thereafter within which to file his memorandum on  
whether cause and prejudice exists to excuse the default on the claims previously held  
25 to be defaulted by the court in its Order of August 15, 2002.
- 26 5. Respondent shall have 90 days thereafter to file its answering memorandum on cause  
27 and prejudice.

1 6. Petitioner shall have 60 days to file a reply to Respondent's memorandum on cause  
2 and prejudice.

3 The Case Management Conference currently set for September 13, 2007 at 3:30 p.m. is  
4 hereby vacated.

## IT IS SO ORDERED.

6 || DATED: 9/4/07

Saundra B Armstrong  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

ROWLAND,

Plaintiff,

V.

CALDERON, ET AL. et al.

Defendant.

Case Number: CV94-03037 SBA

## **CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

12 That on September 5, 2007, I SERVED a true and correct copy(ies) of the attached, by placing said  
13 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle  
located in the Clerk's office.

16 California Appellate Project  
17 California Appellate Project  
18 Federal Court Docketing  
101 Second Street  
Suite 600  
San Francisco, CA 94105

19 Habeas Corpus Resource Center  
20 Habeas Corpus Resource Center  
50 Fremont Street, Suite 1800  
21 San Francisco, CA 94105

22 Dated: September 5, 2007

Richard W. Wiekling, Clerk  
By: LISA R CLARK, Deputy Clerk

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